IN THE HIGH COURT OF UTTARANCHAL/UTTARAKHAND AT NAINITAL

Writ Petition No. 82 of 2007 (S/S)

Mahesh Chandra Kokila S/o Sri Nanda Ballabh,
ITI Sitarganj, Village Nawar Khedda,
Post Kathgodam,
District Nainital & 28 others. …….. Petitioners

Versus

1. State of Uttaranchal through Secretary,
   Labour and Employment,
   Civil Secretariat, Dehradun.
2. Director, Training & Employment,
   Uttaranchal, Haldwani,
   District Nainital. ……. Respondents

Mr. S.S. Yadav, Advocate for the petitioners.
Mr. Nand Prasad, Standing Counsel for the respondents.

Hon'ble B.S. Verma, J.

Heard Mr. S.S. Yadav, the learned counsel for the petitioners and Mr. Nand Prasad, the learned Standing Counsel for the respondents.

2. The petitioners have filed this writ petition for the following reliefs:

> "i) issue a writ order or direction, directing the Respondent No. 2 to release Dearness Allowance and Causal Leave allowance which has been knowingly not paid since October, 2006.
>
> ii) issue a writ order or direction, directing the Respondent No. 1 & 2 to decide the representations of the petitioners dated 27.10.2006, 15.11.2006, 16.12.2006 (Annexure Nos. 1, 2 & 3 to the writ petition), OR permit to make fresh representation and direct to the Respondents to pass the speaking order on the pending representations of the petitioners in regard to Dearness Allowance, and Casual Leaves and its allowance.
>
> iii) issue any other writ order or direction as this hon'ble court may deem fit and proper under the circumstances of the case.
>
> iv) Award the cost of the writ petition.

v) So God help me."

3. Mr. S.S. Yadav, the learned counsel for the petitioners submits that the petitioners, at this stage, will be satisfied if a direction is given to respondent No. 2 to consider and dispose of their representation dated 16.12.2006 (Annexure No. 3). Mr. Nand Prasad, the learned Standing Counsel for the respondents has no objection in giving such a direction to respondent No. 2.

4. Therefore, respondent No. 2 – Director, Training & Employment, Uttaranchal, Haldwani, District Nainital is directed to consider and dispose of the representation dated 16.12.2006 (Annexure No. 3) made by the petitioners within a period of eight weeks from the date of production of certified copy of this order.

5. With the above direction, the writ petition is disposed of finally.

6. Consequently, the Urgency Application also stands disposed of.

(B.S. Verma, J.)
Vacation Judge

07.02.2007
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